

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Rules – A.P.Private Medical/Dental Un-aided Minority Professional Institutions (Admission into Super Speciality Medical/Dental Courses) Rules, 2008 – Orders – Issued.

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HEALTH, MEDICAL AND FAMILY WELFARE (E2) DEPARTMENT

G.O.Ms.No.277

Dated: 19-07-2008

Read:-

From the Director of Medical Education, Hyderabad,  
Lr.Rc.No.10266/ME-A/08, dated: 16.6.2008.

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ORDER:-

In the letter read above, the Director of Medical Education has stated that the Hon'ble Supreme Court in Civil Appeal No. 5041 of 2005 in P.A. Inamdar and others Vs. State of Maharashtra and others in its judgment dated. 12-8-2005 was pleased to hold that "Minority Institutions are free to admit students of their choice, including students of non-minority community as also members of their own community from other State, both to a limited extent only and not in a manner and to such an extent that their Minority Educational Institution status is lost. If they do so, they loose the protection of Article 30 (1). In Minority educational Institutions aided or unaided, admissions shall be at the State Level. Transparency and merit shall have to be assured. Further, in the case of Pai Foundation it has held that Minority Un-aided Institutions can legitimately claim unfettered fundamental rights to choose the students to be allowed admissions and procedure therefor subject to its being fair, transparent and no-exploitative.

2. The Director of Medical Education while sending the rules for admission into Super Speciality courses in A.P.Private Medical/ Dental un-aided Minority Professional Institution (Admissions into 2<sup>nd</sup> P.G. Medical/Dental Courses) Rules has requested the Government to issue necessary orders in the matter.

3. Government after careful examination of the issue in the light of the Supreme Court order dated 12.8.2005, hereby makes the following rules for admission into Super Speciality courses in A.P.Private Medical/ Dental un-aided Minority Professional Institutions in the State. Accordingly, the following notification shall be published in the Extraordinary issue of the Andhra Pradesh Gazettee dated: 22-07-2008:-

**NOTIFICATION**

In exercise of the powers conferred by Section 3 read with sub-section (1) of section 15 of the Andhra Pradesh Educational Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983 (A.P. Act 5 of 1983), the Governor of Andhra Pradesh hereby makes the following rules for admission into the Super Speciality Courses in A.P. Private Medical Unaided Minority Professional Institutions (Admission into Super Speciality Medical/ Dental Courses) Rules 2008.

**1. Short title, applicability and commencement:-**

- (i) These rules shall be called the Andhra Pradesh Un-aided Minority Professional Institutions (Regulation of Admissions into Super Speciality Medical/ Dental Courses) Rules, 2008.

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- (ii) They shall apply to all Un-aided Minority Professional Institutions imparting Super Speciality Professional Education in Medical and Dental courses for which admissions shall be made to the “Management seats” in such manner as prescribed herein.
- (iii) These Rules shall come into force from the academic year 2008 – 2009.

## **2. Definitions:-**

- (1) In these rules, unless the context otherwise requires;
  - (i) “Act” means the Andhra Pradesh Educational Institutions (Regulation of Admission and Prohibition of Capitation Fee) Act, 1983 (A.P. Act No. 5 of 1983)
  - (ii) “Competent Authority” means the Vice Chancellor, NTR University of Health Sciences, Andhra Pradesh, Vijayawada.
  - (iii) “Inspecting Authority” means the Authority appointed by the Competent Authority for inspecting and scrutinizing the Admissions of the candidates made in the Un-aided Minority Professional Institutions.
  - (iv) “Institutions” means, unless otherwise specifically mentioned, all the Un-aided Minority Professional Institutions imparting Professional Education in Medical and Dental courses.
  - (v) “Local Area” means the territorial jurisdiction prescribed for identifying the local candidate.
  - (vi) “Local Candidate” means the Candidate in relation to the local area as specified in Presidential Order.
  - (vii) “Qualifying Examination” means the examination of the minimum qualification prescribed which entitles one to seek admission into the relevant Professional Super Specialty Courses.

2. Words and expressions used but not defined in these rules shall have the same meaning as assigned to them in the Andhra Pradesh Educational Institutions (Regulation of Admission and Prohibition of capitation fee) Act, 1983 (Act No. 5 of 1983).

## **3. Allotment of seats**

All the seats shall be filled up by the Management i.e. Private un-aided Minority Professional Institutions with the eligible candidates by giving preference to Minorities subject to the condition that the institutions shall admit Minority candidates only in case where the number of seats permitted is only one.

## **4. Unfilled seats:**

The unfilled seats, if any shall be filled by the Competent Authority i.e., Dr. NTR University of Health Sciences, Vijayawada as per merit.

**5. Admission Process:**

The Management shall devise a system that is fair, transparent and non exploitative while admitting students.

**6. Fee Structure:**

Orders will be issued separately, based on the recommendations of the committee constituted for the purpose.

**7. Capitation Fees**

The Management shall not charge any capitation fee or resort to collect any other amount in any form, other than the fee fixed under Rule 6.

**8. Submission of Bond by Super Specialty students:**

The Super Specialty students admitted shall give a bond to the Management for payment of total course fee of two / three years, if he / she discontinue the course midstream.

**9. Cut off date for admissions:-**

The Competent Authority, the Committee of Private Un-aided Minority Management of the concerned Private Colleges shall close the admission process on such date as notified by the Competent Authority i.e. Dr. NTR University of Health Sciences, Vijayawada. Subsequent to this date no admissions in the Private Un-aided Professional Institutions shall be made.

( BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH )

P.K.AGARWAL  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Printing of Stationery and Stores Purchase  
(Printing Wing) Department, Chanchalguda, Hyderabad (with a  
request to publish the notification in the A.P. Extra ordinary  
Gazette and supply 100 copies of the same to this Department)

The Director of Medical Education, A.P., Hyderabad.

The Principal, Deccan Medical College of Sciences, Hyderabad  
Through O/o the DME.Hyd.

The Principal, Shadan Institute of Medical Sciences,  
Moinabad Mandal, R.R. District through O/o the DME, Hyd.

The Principal, Meghna Institute of Dental Sciences,  
Post - Mallaram (Varni Road), Nizambad through O/o the DME,Hyd.

The Registrar, Dr.NTR University of Health Sciences, Vijayawada.

**Copy to:**

The Secretary, GOI, Ministry of Health and Family Welfare,  
Department of Health, New Delhi.

The Secretary, MCI, New Delhi.

The Secretary, DCI, New Delhi.

The AG, AP, Hyderabad / PAO, Hyderabad.

The Director of Treasuries and Accounts, AP, Hyderabad.

The Prl.Secy. to CM./The PS to Minister (ME&HI).

The PS to Principle Secretary (HM&FW).

// FORWARDED :: BY ORDER //

SECTION OFFICER